

IAP6 Rec'd PCT/PTO 16 MAR 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of:

Taco Peter JESSE

Serial No. 10/541,791

IA Filing Date: February 9, 2006

For: AFLP-BASED METHOD FOR INTEGRATING...

Atty's Dkt: JESSE1

) Application Division

) **ATTN: PCT**

) Washington, D.C.

) Confirmation No.: 4135

) Date: March 16, 2006

LATE SUBMISSION OF DECLARATION AND/OR TRANSLATION IN APPLICATION FILED UNDER 35 USC 371

U.S. Patent and Trademark Office
Customer Service Window
Randolph Building, Mail Stop Missing Parts
401 Dulany Street
Alexandria, VA 22314

Sir:

The present communication is in response to the "NOTICE OF MISSING REQUIREMENTS UNDER 35 USC 371..." dated February 9, 2006. Attached hereto is/are:

[XX] An executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title, PCT information, and priority information.

[] A Preliminary Amendment [] Fees are reduced due to elimination of multiple dependency

[XX] Preliminary Amendment and Statements in Support of Filing and Submissions in Accordance with 37 C.F.R. 1.821-1.825, Sequence Listing (hardcopy), and computer-readable form of Sequence Listing.

[] An Information Disclosure Statement with 08A-1449 and _____ references.

[] Application Data Sheet.

[] Applicant claims small entity status. See 37 C.F.R. 1.27

[] An exact English language translation of the PCT application as originally filed.

[] Exact English language translation of the Annexes to the International Preliminary Examination Report containing substitute pages ____ of the specification and new claims ____ to be used for examination.

[] English translation surcharge in the amount of: \$ 130.00

[XX] Surcharge for late filing of the Declaration in the amount of:

Small Entity

Other than Small Entity

[] \$65.00

[XX] \$130.00

[] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a). The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:

Small Entity

Other Than Small Entity

Response Filed Within

Response Filed Within

[] First - \$ 60.00

[] First - \$ 120.00

[] Second - \$ 225.00

[] Second - \$ 450.00

[] Third - \$ 510.00

[] Third - \$1,020.00

[] Fourth - \$ 795.00

[] Fourth - \$1590.00

[] Fifth - \$1,080.00

[] Fifth - \$2,160.00

month after time period set

month after time period set

[XX] **Total Fees enclosed: \$130.00**

[XX] **Credit Card Payment Form, PTO-2038, authorizing payment the amount of \$130.00 is enclosed to cover the above fees.**

[XX] **Conditional Petition for Extension of Time:**

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

03/21/2006 MKAYPAGH 00000128 10541791

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BROWDY AND NEIMARK, P.L.L.C.

Attorneys for Applicant(s)

By:

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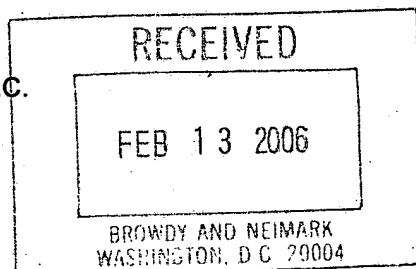
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| U.S. APPLICATION NUMBER NO. 10/541,791 | FIRST NAMED APPLICANT Taco Peter Jesse | ATTY. DOCKET NO. JESSE1 |
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1444
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|---|-----------------------------|
| INTERNATIONAL APPLICATION NO. PCT/NL04/00017 | |
| I.A. FILING DATE 01/09/2004 | PRIORITY DATE 01/10/2003 |

CONFIRMATION NO. 4135
371 FORMALITIES LETTER



OC000000017980643

Date Mailed: 02/09/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 07/11/2005
- Copy of the International Search Report filed on 07/11/2005
- Request for Immediate Examination filed on 07/11/2005
- U.S. Basic National Fees filed on 07/11/2005
- Priority Documents filed on 07/11/2005

msr/ser = 09 AP 2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- **\$130 Surcharge:**
- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention

is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment specifically directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ ebc@uspto.gov

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/541,791 | PCT/NL04/00017 | JESSE1 |

FORM PCT/DO/EO/905 (371 Formalities Notice)